



*Attorney's Docket No. 44838*

**IN THE US PATENT AND TRADEMARK OFFICE**

Applicant: JAIN, Ravinder; et al.  
Serial no.: 09 / 926,805  
Filed: December 21, 2001  
Title: OVEREXPRESSION IN YEAST AND PLANTS OF A GENE  
ENCODING GLYCEROL 3-PHOSPHATE ACYLTRANSFERASE  
Examiner: MCELWAIN, ELIZABETH F.  
Art Unit: 1638

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The Hon. Commissioner of Patents & Trademarks  
Washington, DC 20231, USA

Sir:

This is in response to the Office Action of October 3<sup>rd</sup>, 2003. A petition for an extension of time to reply is also being filed today.

**REMARKS**

1. The Examiner objected that the claims of this application are not so linked as to form a single general inventive concept under PCT Rule 13.1 and required restriction between claims of Group I and Group II as set out by the Examiner. Applicant hereby provisionally elects the claims of Group I with traverse for the following reasons.

First of all, no objection was raised under PCT Rule 13.1 during the international phase of this application. All of the claims were searched and examined without any requirement being made for the payment of extra search and examination fees. The